

THURSDAY, MARCH 21, 1985

TWENTY-FIFTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Reverend John P. Gilbert, Pastor, Rocky Glade Cumberland Presbyterian Church, Eagleville, Tennessee.

Representative Hobbs led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 91

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--91.

The Speaker announced that Representative Wood was excused because of business.

The Speaker announced that Representative Robinson (Washington) was excused because of business.

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The Speaker announced that Representative DePriest was excused because of Legislative business.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

53--To provide for six-member jury, civil cases;

388--To increase fee, bad check restitution program; both substituted for Senate Bills on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

609--To make certain provisions, dentistry;

689--To repeal Chapter 326, Private Acts, 1955;

832--To open season on red fox, certain counties;

833--To regulate purchase or sale of red fox hides, certain counties; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

237--To regulate Building Finance Committee;

278--To regulate prior service credit, certain county employees;

431--To establish new percentage contribution, Tennessee Foundation Program;

496--To regulate purchasing property through court;

551--To regulate licensing, hearing aid dispensers;

575--To amend Abandoned Cultural Property Act;

621--To regulate notice, garnishment;

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631--To regulate labeling, toxic substances, art supplies;

657--To amend Tennessee Medicaid Program;

670--To regulate responsibility, illegally parking;

727--To regulate applications, home health care agencies;

837--To require public hearings, certain state highway projects;
all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

CALENDAR

House Bill No. 271--To amend Tennessee Time Share Act 1981.

On motion, House Bill No. 271 was made to conform with Senate Bill No. 494.

On motion, Senate Bill No. 494, on same subject, was substituted for House Bill No. 271.

Ms. Duer moved that Senate Bill No. 494 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--92.

A motion to reconsider was tabled.

House Bill No. 415--To provide seven day nonresident big game hunting license.

On motion, House Bill No. 415 was made to conform with Senate Bill No. 659.

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On motion, Senate Bill No. 659, on same subject, was substituted for House Bill No. 415.

Mr. Stallings moved that Senate Bill No. 659 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

House Bill No. 546--To regulate fees for registration plates, handicapped.

On motion, House Bill No. 546 was made to conform with Senate Bill No. 379.

On motion, Senate Bill No. 379, on same subject, was substituted for House Bill No. 546.

Mr. Yelton moved that Senate Bill No. 379 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L.

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(Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

House Bill No. 548--To make certain provisions, retirement.

Mr. Yelton moved that House Bill No. 548 be passed on third and final consideration.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 548 by inserting the following at the end of the amendatory language in Section 1:

Provided however, the provisions of this section shall apply to Group II employees of political subdivisions only if the chief governing body has passed a resolution authorizing such refund and accepting any liability associated with the refund.

On motion, the amendment was adopted.

Thereupon, House Bill No. 548, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Bivens, Speaker pro tem.

House Bill No. 505--To make provisions, absentee ballots.

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On motion, House Bill No. 505 was made to conform with Senate Bill No. 300.

On motion, Senate Bill No. 300, on same subject, was substituted for House Bill No. 505.

Mr. Miller moved that Senate Bill No. 300 be passed on third and final consideration.

Mr. Henry moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 300 by deleting Section 3 in its entirety and by renumbering the subsequent section accordingly.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 300, as amended, passed its third and final consideration by the following vote:

Ayes	91
Noes	4

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--91.

Representatives voting no were: Buck, Stafford, Williams and Winningham--4.

A motion to reconsider was tabled.

House Bill No. 108--To regulate issuance of trip lease permits.

On motion, House Bill No. 108 was made to conform with Senate Bill No. 322.

On motion, Senate Bill No. 322, on same subject, was substituted for House Bill No. 108.

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Mr. Murphy moved that Senate Bill No. 322 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

House Bill No. 591--To provide uniform rules of practice, general sessions courts.

Mr. Murphy moved that House Bill No. 591 be passed on third and final consideration.

Mr. Murphy moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 591 in subsection (a) of the amendatory provision of Section 1 by the deleting the words "The Supreme Court shall ..." and substituting instead the words "The Supreme Court May ..."

On motion, the amendment was adopted.

Thereupon, House Bill No. 591, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally,

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Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

House Bill No. 366--To provide for amending corporation charters.

On motion, House Bill No. 366 was made to conform with Senate Bill No. 464.

On motion, Senate Bill No. 464, on same subject, was substituted for House Bill No. 366.

Mr. Murphy moved that Senate Bill No. 464 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 287--To make certain provisions, Board of Claims.

Mr. Murphy moved that House Bill No. 287 be passed on third and final consideration.

Mr. Murphy moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 287 in Section 1 by adding at the end the following:

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It is the intent of the General Assembly that the jurisdiction of the Claims Commission be liberally construed to implement the remedial purposes of this legislation. It is the intent of the legislature that no distinctions be made between officers and employees of the state under this legislation. The availability of state records and documents concerning claims shall be subject to the same discovery defenses as are available to other parties.

Section 3 is amended by adding after the first sentence the following:

The Commissioners shall discontinue the practice of law as soon after their appointments as is practicable.

Section 4 is amended by adding after "State: T.C.A." the following:

"50-6-103, 50-6-104, 50-6-117, 50-6-206, 50-6-224(2)"

Section 4 is further amended by adding after the second sentence the following:

"Payments shall be made and accepted without regard to fault as a cause of the injury or death."

Section 4 is further amended by adding after "the" and before "employee" wherever "the employee" may appear the following:

"officer or"

Section 6 is amended by adding after "the" and before "employee" the following:

"officer or"

Section 11 is amended by adding after word "eighth" and before the word "line" the following:

"and ninth"

and by adding an "s" to the word "line".

Section 13 is amended by adding in the first sentence after "state" and before "employees" the following:

"officers or"

On motion, the amendment was adopted.

Mr. Murphy moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 287 in Section 7 by deleting the section in its entirety and substituting instead the following:

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T.C.A. Section 9-8-307(h) is amended by deleting the subsection in its entirety and substituting instead the following:

State officers and employees are absolutely immune from liability for acts or omissions within the scope of the officer's or employee's office or employment, except for willful, malicious, or criminal acts or omissions or for acts or omissions done for personal gain."

On motion, the amendment was adopted.

Thereupon, House Bill No. 287, as amended, passed its third and final consideration by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

Mr. Copeland moved that House Bill No. 32 be placed on the Calendar for Monday, March 25, 1985, which motion prevailed.

House Bill No. 355--To provide special leave for adoption parents.

On motion, House Bill No. 355 was made to conform with Senate Bill No. 90.

On motion, Senate Bill No. 90, on same subject, was substituted for House Bill No. 355.

Mr. Kent moved that Senate Bill No. 90 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes 96
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frenslley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 437--To amend Title 29, Chapter 20, Code.

On motion, House Bill No. 437 was made to conform with Senate Bill No. 281.

On motion, Senate Bill No. 281, on same subject, was substituted for House Bill No. 437.

Mr. Robinson (Hamilton) moved that Senate Bill No. 281 be passed on third and final consideration.

Mr. Murphy moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 281 by adding to the end of the amendatory language of Section 1 the following:

Such immunity shall not, however, be construed to extend to any employee of the emergency communications district.

On motion, the amendment was adopted.

Mr. Gill moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 281 by exempting those emergency communications districts boards in counties having a population of not less than seven hundred fifty thousand (750,000), according to the 1980 federal census, from the provisions of T.C.A. 7-86-105 (d).

On motion, the amendment was adopted.

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Thereupon, Senate Bill No. 281, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter --95.

A motion to reconsider was tabled.

House Bill No. 865--To include death from certain drugs, second degree murder.

Ms. Turner (Hamilton) moved that House Bill No. 865 be passed on third and final consideration.

Ms. Williams moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 865 by adding to subsection (b) of Section 1 the words "at least" before the words "murder in the second degree" and by adding the following at the end of subsection (b):

This shall not be construed to prohibit prosecution for any other offense.

On motion, the amendment was adopted.

Thereupon, House Bill No. 865, as amended, passed its third and final consideration by the following vote:

Ayes	78
Noes	6
Present and not voting	2

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis

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(Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Jones, Kent, Kernell, Kisber, Love, McAfee, McCroskey, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Peroulas, Phillips, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wolfe, Yelton and Mr. Speaker McWherter--78.

Representatives voting no were: Gafford, Ivy, Lawson, Rhinehart, Winningham and Work--6.

Representatives present and not voting were: Bragg and Napier --2.

A motion to reconsider was tabled.

House Bill No. 501--To make certain provisions, sale of cigarettes.

Mr. Wheeler moved that House Bill No. 501 be passed on third and final consideration.

Mr. Murray moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 501 by adding the words "or fees" between the word "taxes" and the word "imposed" in the ninth line of subsection (a) of the amendatory language of Section 1.

and further amend by deleting subdivision (2), of Subsection (e), from the amendatory language of Section 1 and substituting instead the following:

(2) The word "Retailer" when used in this part shall have the same meaning ascribed to the word "Retailer Dealer" in Section 67-4-1001.

and further amend by adding a new subdivision to subsection (e) of the amendatory language of Section 1 as follows:

(3) The words "Tobacco Distributor" and "Person" shall have the same meaning as ascribed to them in Section 67-4-1001.

and further amend by substituting language for the language "taxes" in the third line of subsection (a) of the amendatory language of Section 5, as follows:

taxes or fees,

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and further amend subsection (b) of the amendatory language of Section 6 by deleting it in its entirety and substituting in lieu thereof the following:

(b) In addition to the tax set out above, every dealer or distributor of tobacco products herein defined shall pay an enforcement and administration fee to the department of revenue of five hundredths of a cent (\$.0005) per pack of cigarettes for sale in Tennessee. Said fee shall be collected from each dealer or distributor upon the purchase of tobacco tax stamps from the commissioner.

and further amend subsection (c) of the amendatory language of Section 7 by deleting the word "tax" wherever it appears therein and substituting in lieu thereof the word "fee".

and further amend subsection (c) of the amendatory language of Section 8 by deleting the word "tax" wherever it appears therein and substituting in lieu thereof the word "fee".

On motion, the amendment was adopted.

Thereupon, House Bill No. 501, as amended, passed its third and final consideration by the following vote:

Ayes	84
Noes	5
Present and not voting	4

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Gafford, Garrett, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, McAfee, McCroskey, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--84.

Representatives voting no were: Brewer, Chiles, Cobb, Harrill and May--5.

Representatives present and not voting were: Frensley, Gaia, Naifeh and Turner, C. (Shelby)--4.

A motion to reconsider was tabled.

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House Bill No. 669--To make DUI offenders eligible for work release.

Mr. Clark (Davidson) moved that House Bill No. 669 be passed on third and final consideration.

Mr. Tanner moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 669 by deleting from the amendatory language of Section 1 the words, "in his or her discretion", and substituting the words, "with the approval of the sheriff in the county of conviction".

On motion, the amendment was adopted.

Mr. Clark (Davidson) moved that House Bill No. 669 be placed on the Calendar for Thursday, April 4, 1985, which motion prevailed.

Mr. Tanner moved that House Bill No. 756 be placed on the Calendar for Thursday, April 4, 1985, which motion prevailed.

House Bill No. 218--To make certain provisions, Consolidated Retirement System.

Mr. Rhinehart moved that House Bill No. 218 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 218 1) by deleting the amendatory language in Section 3 and substituting the following:

Work which results in earnings considered by the law or regulations governing the Federal Social Security Administration to be substantial for disability recipients from that system shall be considered to be substantial gainful employment in this system.

2) by deleting Section 4 in its entirety and renumbering the remaining sections accordingly.

3) by inserting a new section after Section 22 and renumbering the following sections accordingly. The section shall read as follows:

SECTION ____ Tennessee Code Annotated Section 8-36-808 is amended:

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1) in Subsection (b) by deleting the first sentence in its entirety; and

2) by adding a new subsection which shall read as follows:

Any General Assembly member previously denied retirement credit 1) under the provisions of this section prior to its amendment by this Act or 2) under any other provisions of the law governing the retirement system because such member was receiving a retirement benefit; shall be entitled to claim retirement credit for General Assembly service upon making application therefor to the retirement system and making any contributions he would have made had he been a member during such period plus interest as provided by TCA 8-37-214. Any adjustment in retirement benefits shall be effective at the beginning of the following month.

On motion, the amendment was adopted.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 218 by inserting a new section after Section 22 and renumbering the following sections accordingly. The section shall read as follows:

Section _____. Tennessee Code Annotated, Section 8-36-808 is amended in Subsection (a) by deleting the number "1982" and inserting the number "1985".

On motion, the amendment was adopted.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 3

Amend House Bill No. 218 by inserting the following section after Section 22 and renumbering the subsequent sections accordingly:

SECTION 23. Tennessee Code Annotated, Section 8-34-602 is amended by adding a new subsection which shall read as follows:

() (1) Any prior class county official who was employed by a county official prior to becoming covered by the superseded retirement system for county officials shall be eligible for prior service credit in the superseded retirement system for county officials for the time served as an employee of a county official.

(2) Any additional service credit established under this subsection shall be funded by payment of a lump sum amount equal to the amount he would have contributed had he been a member of the superseded retirement system for county

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officials, plus interest at the rate designated in Section 8-37-214, and any additional amount as determined by the board of trustees of the Tennessee consolidated retirement system required to fund the liability created by this subsection. The payment for this service may be made by the member or by appropriation of funds for this purpose by the member's county legislative body. No benefits shall be paid as a result of service credit established under this subsection until the same is fully funded according to the provisions herein.

On motion, the amendment was adopted.

Thereupon, House Bill No. 218, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter --95.

A motion to reconsider was tabled.

House Bill No. 371--To increase maximum, housing development bonds.

Mr. Bragg moved that House Bill No. 371 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent,

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Kernell, King, Kisber, Lawson, Love, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--91.

Representative present and not voting was: Moore (Shelby)--1.

A motion to reconsider was tabled.

House Bill No. 993--To make certain provisions, drug paraphernalia.

Mr. Hillis moved that House Bill No. 993 be passed on third and final consideration.

Mr. Moody moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 993 be deleting Sections 1 - 6 in their entirety.

Mr. McNally moved that the Amendment No. 1 be tabled, which motion failed by the following vote:

Ayes	19
Noes	66
Present and not voting	4

Representatives voting aye were: Bivens, Byrd, Davis (Gibson), Duer, Frensley, Gill, Hillis, May, McCroskey, McNally, Murray, Nance, Ridgeway, Scruggs, Shirley, Starnes, Tankersley, Turner, C. (Shelby) and Yelton--19.

Representatives voting no were: Bell, Bewley, Bragg, Brewer, Buck, Burnett, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), DeBerry, DePriest, Dills, Dixon, Drew, Gafford, Garrett, Harrill, Hassell, Henry, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, King, Kisber, Lawson, Love, McAfee, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Naifeh, Napier, Peroulas, Rhinehart, Severance, Stafford, Stallings, Swann, Tanner, Treadway, Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe and Work--66.

Representatives present and not voting were: Davis (Knox), Ellis, Miller and Robinson (Hamilton)--4.

Thereupon, Amendment No. 1 was adopted by the following vote:

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Ayes	62
Noes	21
Present and not voting	5

Representatives voting aye were: Bell, Bewley, Bragg, Brewer, Burnett, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Gafford, Gaia, Harrill, Hassell, Hurley, Huskey, Ivy, Jared, Jones, Kent, King, Kisber, Lawson, Love, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Napier, Rhinehart, Ridgeway, Severance, Stafford, Stallings, Swann, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe and Work--62.

Representatives voting no were: Bivens, Byrd, Davis (Gibson), Duer, Frensley, Gill, Henry, Hillis, Hobbs, May, McCroskey, McNally, Montgomery, Nance, Peroulas, Scruggs, Shirley, Tankersley, Treadway, Turner, C. (Shelby) and Yelton--21.

Representatives present and not voting were: Buck, Kernell, Miller, Pruitt and Robinson (Hamilton)--5.

Mr. McNally moved that House Bill No. 993 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 71--To make certain provision, state senatorial district.

On motion, House Bill No. 71 was made to conform with Senate Bill No. 130.

On motion, Senate Bill No. 130, on same subject, was substituted for House Bill No. 71.

Mr. Covington moved that Senate Bill No. 130 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby),

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Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--96.
--96.

A motion to reconsider was tabled.

House Bill No. 76--To amend Workers' Compensation Law.

Mr. Rhinehart moved that House Bill No. 76 be passed on third and final consideration.

Mr. Ellis moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 76 by deleting Section 1 in its entirety and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 50-6-208(a), is amended by designating the existing language as item (1) and by adding the following new item:

(2) For injuries occurring on and after July 1, 1985, any recovery for permanent disability benefits by an employee suffering disablement or death from a compensable injury resulting from an epileptic seizure shall be solely from the second injury fund established by this section.

On motion, the amendment was adopted.

Thereupon, House Bill No. 76, as amended passed its third and final consideration by the following vote:

Ayes	92
Noes	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--92.

Representatives voting no were: Gafford, Ivy and Napier--3.

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A motion to reconsider was tabled.

Mr. Rhinehart moved that House Bill No. 571 be placed on the Calendar for Thursday, March 28, 1985, which motion prevailed.

CONSENT CALENDAR

House Resolution No. 17--Relative to congratulating Portland High School boys' basketball team.

House Resolution No. 19--Relative to congratulating Annette Drew.

House Joint Resolution No. 168--Relative to proclaiming March 1985, "Public Television Appreciation Month".

House Joint Resolution No. 169--Relative to honoring William T. Davis and Billy Gerald McCutcheon.

House Joint Resolution No. 170--Relative to honoring Hugh Roark Bridges.

House Joint Resolution No. 171--Relative to honoring Barry Cave.

House Joint Resolution No. 172--Relative to honoring Junes Beecher Bridges.

House Joint Resolution No. 173--Relative to congratulating Kingsport City School Board.

House Joint Resolution No. 174--Relative to congratulating Patsy Garriott.

Mr. Gill moved that all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frenslley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--96.

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A motion to reconsider was tabled.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 94

Representatives present were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--94.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.:

74--Relative to commending Louis A. Corning, III; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

653--To regulate fire protection sprinkler contractors; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Ms. Moore (Sullivan) moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 74 out of order, which motion prevailed.

Senate Joint Resolution No. 74--Relative to commending Louis A. Corning, III.

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On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Ms. Moore (Sullivan), the resolution was concurred in.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

293--To provide filing deadline, certain property tax exemptions;

611--To make polling places accessible to elderly and handicapped; both substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

140--Relative to honoring Roy "Sonny" Ferguson;

141--Relative to honoring James Haggard Helton;

143--Relative to honoring Ruth and Clarence Dizzard;

145--Relative to honoring Cammy Jo Wood;

146--Relative to memory, Maynard "Coach" Glenn;

147--Relative to honoring Jim Greene;

148--Relative to honoring Stroud Gwynn;

149--Relative to honoring Charles Ralph;

150--Relative to commending Norris Boyd;

151--Relative to commending Private Industry Council;

164--Relative to congratulating Mrs. Marie Muller McCrarey; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 50, 58, 114, 253, 295, 399, 662, 1023, 1025, 1026 and 1034; and House Joint Resolutions Nos. 133, 134, 136, 159, 166 and 167 with his approval.

WILLIAM H. INMAN,
Counsel to the Governor.

BILL RE-REFERRED

On motion of Ms. Moore (Sullivan), House Bill No. 475 was recalled from the Committee on Labor and Consumer Affairs.

On motion of Ms. Moore (Sullivan), House Bill No. 475 was referred to the Committee on Education.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 176--Relative to urging Congress to maintain R.E.A. programs--By Rhinehart.

The Speaker referred House Joint Resolution No. 176 to the Committee on Calendar and Rules.

House Joint Resolution No. 178--Relative to designating the "Rachel Jackson State Office Building"--By West, Murphy, Ellis, Davidson, Clark (Davidson) and Covington.

The Speaker referred House Joint Resolution No. 178 to the Committee on State and Local Government.

House Joint Resolution No. 179--Relative to congratulating Lenoir City High School boys' basketball team--By Stafford.

Under the rules, House Joint Resolution No. 179 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 181--Relative to congratulating Jim Smiddy--By Bivens and Harrell.

Under the rules, House Joint Resolution No. 181 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 182--Relative to proclaiming May 12 - 18, "Police Memorial Week"--By McNally, Frensley, Kent, Darnell, Jared, Rhinehart, Wheeler, Wix, Robinson (Davidson), Swann, Clark (Sumner), Gill, Williams, Ussery, Wolfe, Stafford, Miller, Severance, Wood and Dills.

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Under the rules, House Joint Resolution No. 182 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILL

House Bill No. 1047--To amend Charter, Harriman--By Henry.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1044--To amend Charter, Cookeville.

Passed second consideration and held without reference.

House Bill No. 1045--To regulate purchasing, Clarksville.

Passed second consideration and held without reference.

House Bill No. 1046--To regulate city elections, Columbia.

Passed second consideration and held without reference.

NOTICE PURSUANT TO RULE NO. 58

Pursuant to Rule No. 58, the sponsor gave notice of his intention to consider the following measure from the Senate on Monday, March 25, 1985:

House Bill No. 388--Starnes.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 287; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

LOCAL BILL TRANSMITTED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bill, having received authorization for passage by the local legislative delegation, was transmitted to the Committee on Calendar and Rules: House Bill No. 1046.

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REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Monday, March 25, 1985: House Joint Resolution Nos. 179, 181 and 182, and House Bill No. 1046.

GILL, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, March 25, 1985: House Bills Nos. 522, 649, 518, 593, 527, 528, 142, 932, 653, 410, 985, 534, 558, 634 and 929.

GILL, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

175--Relative to congratulating Mrs. Bessie Sowell Hight;

177--Relative to congratulating Waverly Central High School boys' basketball team; both concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

217--To provide for social security, public employees;

349--To regulate Probate Court, Shelby County; both substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 175, 186, 194, 265, 288 and 389; also, House Joint Resolutions

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Nos. 137, 138 and 139; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 123--Stallings

House Bill No. 505--Peroulas, Turner (Hamilton)

House Bill No. 894--Kernell (co-prime)

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

75--Relative to congratulating Coach Don Qualls and basketball team;

76--Relative to "Buy American for Ninety Days";

86--Relative to congratulating State Technical Institute, Knoxville; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

295--To regulate abandoned property, local governments;

449--To regulate property tax exemption, spouse, disabled veteran;

562--To regulate certain motor vehicle registrations;

766--To regulate sale, alcoholic beverages, certain municipalities;

767--To extend expiration date, certain provisions;

791--To amend Tennessee Lobbyist Registration and Disclosure Act;

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793--To regulate sales and consumption, certain alcoholic beverages;

801--To amend Paperwork Reduction and Simplification Act;

810--To authorize use, volunteers, Department of Correction;

814--To provide voting by mail, certain elections;

959--To regulate credit for service, Consolidated Retirement System; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 76, 218, 371, 501, 548, 591 and 865; and House Joint Resolutions Nos. 168, 169, 170, 171, 172, 173 and 174; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 175, 186, 194, 265, 288 and 389; and House Joint Resolutions Nos. 137, 138 and 139; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

On motion of Mr. Naifeh, the House adjourned until 6:00 p.m. Monday, March 25, 1985.